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Attorneys for Defendant and Cross-Claimant RQ Construction, Inc. and
Defendant Continental Casualty Company

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA
for the use and benefit of
JAMES P. MURPHY,
an individual dba
JAMES P. MURPHY
CONSTRUCTION, dba JAMES
MURPHY CONSTRUCTION CO.

Plaintiff,

v.

RQ CONSTRUCTION, INC.,
a California corporation;
CONTINENTAL CASUALTY
COMPANY, a corporation; and
DOES 1 through 10, inclusive,

Defendants.

RQ CONSTRUCTION, INC., a California
corporation,

Counter-Claimant,

CASE NO: 10-CV0513 W (CAB)

NOTICE OF OMISSION OF TABLE
OF CONTENTS TO EXHIBITS IN
RQ CONSTRUCTION, INC.'S
COUNTERCLAIM

Assigned to:

Hon. Thomas J. Whelan, Courtroom 7

Complaint Filed: March 10, 2010

Trial Date: Not Set

NOTICE OF OMISSION OF TABLE OF CONTENTS TO EXHIBITS IN RQ
CONSTRUCTION, INC.'S COUNTERCLAIM

1 v.

2
3 JAMES P. MURPHY,
4 an individual dba
5 JAMES P. MURPHY CONSTRUCTION,
6 dba JAMES MURPHY CONSTRUCTION
7 CO,

8 Counter-Defendant.

9 TO PLAINTIFF AND ITS ATTORNEY OF RECORD:

10 On April 4, 2010, RQ Construction, Inc. filed a Counterclaim with two
11 exhibits. The table of contents for these exhibits, required by the Court, was
12 omitted. Attached as Exhibit "A" is the Table of Contents-Exhibits of
13 Counterclaim.

14 DATED: April 7, 2010

Respectfully submitted,

MARKS, GOLIA & FINCH, LLP

15 By: s/Nowell A. Lantz
16 DAVIDE GOLIA
17 NOWELL A. LANTZ
18 Attorneys for Attorneys for Defendant
19 and Cross-Claimant RQ Construction,
20 Inc. and Defendant Continental
21 Casualty Company

22
23
24
25
26 971.018/NAL1525.cdc

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Exhibit A

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TABLE OF CONTENTS – EXHIBITS TO COUNTERCLAIM

Exhibit A Pages 000001 - 000050

Exhibit B Pages 000051 - 000121

Exhibit A

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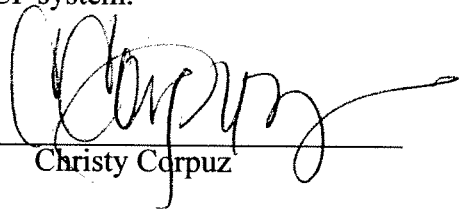
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NOTICE OF OMISSION OF TABLE OF CONTENTS TO EXHIBITS IN RQ
CONSTRUCTION, INC.'S COUNTERCLAIM

CERTIFICATE OF SERVICE

I HEREBY CERTIFY and declare under penalty of perjury that I am over the age of 18 years and am not a party to this action. My business address is 8620 Spectrum Center Boulevard, Suite 900, San Diego, California 92123. A copy of the foregoing NOTICE OF OMISSION OF TABLE OF CONTENTS TO EXHIBITS IN RQ CONSTRUCTION, INC.'S COUNTERCLAIM was served on all parties on this date by electronically submitting a copy of the same on the United States District Court's CM/ECF system.

Dated: April 6, 2010



Christy Corpuz

971.018/POS.cdc